

THE HONORABLE THOMAS S. ZILLY



05-CV-00809-ORD

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

GENERAL ELECTRIC CAPITAL
BUSINESS ASSET FUNDING CORP.,

Plaintiff,

v.

RICHARD NEUMANN and JANE DOE
NEUMANN, and the marital community
composed of RICHARD NEUMANN and
JANE DOE NEUMANN; and STANLEY A.
MALLIN and JANE DOE MALLIN,

Defendants.

No. 2:05-cv-00809-TSZ

~~PROPOSED~~ ORDER

WITHOUT ORAL ARGUMENT

HEARING DATE: APRIL 21, 2006

THIS MATTER having come on for hearing on the Motion of the Plaintiff, General Electric Capital Business Asset Funding Corp. ("GE Capital"), for an entry of an order finding that the Defendant, Richard Neumann, and his interest in the marital community, are liable for any and all amounts still due and outstanding under the Master Loan Agreement and the term notes between GE Capital and Top Bon, the Court having considered the following:

1. Plaintiff's Motion for Summary Judgment;
2. The Declaration of Susan Babbitt in Support of Motion for Summary

Judgment and Exhibits Thereto; and

3. The Court's file in this matter, and

4. Defendants' Response, dist no 25, and Plaintiff's Reply, dist no. 26.

[PROPOSED] ORDER - 1
No 2:05-cv-00809-TSZ

117110.0013/1280554.1

LANE POWELL PC
1420 FIFTH AVENUE, SUITE 4100
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1 The Court having heard the argument of all parties herein, if any, finding that notice
2 was proper under the applicable rules, and otherwise being advised in the circumstances, finds
3 that there are no material facts in dispute and that GE Capital is entitled to summary judgment
4 as a matter of law.


5 NOW, THEREFORE, IT IS HEREBY ORDERED, *dkr no. 23*

6 1. Plaintiff GE Capital's Motion for Summary Judgment is granted as against
7 Richard Neumann and his interests in his marital community composed of Richard Neumann
8 and Jane Doe Neumann ("Defendants").

9 2. Plaintiff GE Capital is entitled to judgment under the terms of the Master Loan
10 Agreement, the term notes and the personal guarantees in the amount of Two hundred sixty-
11 nine thousand seventy-two and 83/100 dollars (\$269,072.83), plus reasonable attorney's fees,
12 plus additional post judgment interest accruing at the maximum rate by law or by contract,
13 plus additional attorney's fees and costs as incurred by GE Capital.

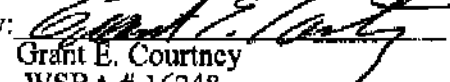
14 3. The Clerk is directed to enter final judgment as set forth above.

15 DATED this 4th day of ~~March~~ *May*, 2006

16 
17 The Honorable Thomas S. Zilly

18 Presented by:

19 LANE POWELL PC

20 By: 
21 Grant E. Courtney
22 WSBA # 16248
23 Attorneys for Plaintiff General Electric
24 Capital Business Asset Funding Corp.

25 Copy Received; Approved as to Form;
26 Notice of Presentation Waived:

Richard Neumann
Pro Se

[PROPOSED] ORDER - 2
No 2:05-cv-00809-TSZ

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